

Form PTO-1390		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER P26558
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/521770</b>
INTERNATIONAL APPLICATION NO. PCT/JP2003/012148	INTERNATIONAL FILING DATE 24 September 2003	PRIORITY DATE CLAIMED 24 September 2002	
TITLE OF INVENTION SWASH-PLATE TYPE VARIABLE CAPACITY FLUID MACHINE			
APPLICANT(S) FOR DO/EO/US Tohru KAWAKAMI, and Makoto KAWAKAMI			

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

- ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
- ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
- ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (23) indicated below.
- ☐ The US has been elected (PCT Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - ☐ is attached hereto (required only if not communicated by the International Bureau).
  - ☒ has been communicated by the International Bureau.
  - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - ☒ is attached hereto.
  - ☐ has been previously submitted under 35 U.S.C. 154 (d) (4).
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - ☐ are attached hereto (required only if not communicated by the International Bureau).
  - ☐ have been communicated by the International Bureau.
  - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - ☐ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). "Executed"
- ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 16 below concern other document(s) or information included:

- Assignee: KAWAKAMI MFG. CO., LTD., of Tokyo, Japan; and ANELVA TECHNIX CORPORATION, of Tokyo, Japan
- ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☐ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
- ☐ An Application Data Sheet under 37 C.F.R. 1.76.
- ☒ A substitute specification.
- ☐ A power of attorney and/or change of address letter.
- ☒ Figure of Drawing to be published: 2
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.
- ☐ A second copy of the published international application under 35 U.S.C. 154 (d) (4).
- ☐ A second copy of the English language translation of the international of the international application under 35 U.S.C. 154 (d) (4).
- ☒ Other items or information:  
International Application as published in Japanese (Cover Sheet).  
PCT/ISA/210 International Search Report.  
PCT/IB/306.  
PCT/IB/308.  
Claim of Priority.

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/521770</b>		INTERNATIONAL APPLICATION NO. PCT/JP2003/012148		ATTORNEY'S DOCKET NUMBER P26558	
23 <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	PTO USE ONLY
ENTER APPROPRIATE BASIC FEE AMOUNT =					
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 0.00	
Basic National Stage Fee		\$300.00	\$ 300.00		
National Stage Application Size Fee – for each additional 50 sheets that exceeds 100 sheets		\$250.00	\$ 0.00		
National Stage Search Fee		\$500.00	\$ 500.00		
National Stage Examination Fee		\$200.00	\$ 200.00		
Claims	Number Filed	Number Extra	Rate		
Total Claims	4 - 20 =	0	x \$50.00	\$ 0.00	
Independent Claims	1 - 3 =	0	x \$200.00	\$ 0.00	
Multiple Dependent Claim(s) (if applicable)		+ \$360.00	\$ 0.00		
TOTAL OF ABOVE CALCULATIONS =				\$ 1,000.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00	
SUBTOTAL =				\$ 1,000.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$ 0.00	
Extension of Time fee in the amount of \$				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 1,000.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 1,040.00	
				Amount to be refunded	\$
				Charged	\$
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$1,040.00</u> to cover the above fees is included.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.</p> <p>c. <input checked="" type="checkbox"/> The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0089</u>.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>e. <input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. 1.16 and 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136(a)(3)).</p> <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>					
SEND ALL CORRESPONDENCE TO CUSTOMER NO. 7055 AT THE PRESENT ADDRESS OF:				Leslie J. Paperner Reg. No. 33,329 SIGNATURE	
Bruce H. Bernstein GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clark Place Reston, VA 20191 (703) 716-1191				Bruce H. Bernstein NAME	
				29,027 REGISTRATION NUMBER	